

BEFORE THE
POSTAL REGULATORY COMMISSION
WASHINGTON, D.C. 20268-0001

COMPETITIVE PRODUCT PRICES
GLOBAL PLUS 2C CONTRACTS (MC2012-5)
NEGOTIATED SERVICES AGREEMENTS

Docket No.
CP2012-10

**MOTION OF THE UNITED STATES POSTAL SERVICE FOR TEMPORARY RELIEF
AND NOTICE OF THE UNITED STATES POSTAL SERVICE OF FILING
MODIFICATION TO GLOBAL PLUS 2C NEGOTIATED SERVICE AGREEMENT**
(January 9, 2013)

The agreement that is the subject of this docket was originally scheduled to expire the earlier of January 31, 2013, or the date when Canada Post Corporation institutes price changes for its domestic Lettermail, Incentive Lettermail, Admail, and/or Publications Mail products. The customer and the Postal Service have since executed a modification to the effect that the agreement will expire on January 31, 2013, thereby eliminating the earlier potential termination date spelled out in the contract. Attached to this notice is a modification to the contract that is the subject of this docket.¹

The Postal Service intends to initiate a new rate docket, in which the Postal Service will file the successor to the agreement that is the subject of this docket. In the meantime, however, the Postal Service requests that the Commission continue to list

¹ A redacted version of the modification is filed publicly as Attachment 1, while the unredacted version of the modification is filed under seal. With respect to the nonpublic version of the modification that is filed under seal, the Postal Service hereby incorporates its Application for Non-Public Treatment filed in conjunction with its December 30, 2011 notice in this docket. Request of the United States Postal Service to Add Global Plus 2C to the Competitive Products List and Notice of Filing Two Functionally Equivalent Global Plus 2C Contracts Negotiated Service Agreements and Application for Non-Public Treatment of Materials Under Seal, Docket Nos. MC2012-5, CP2012-10, and CP2012-11, December 30, 2011, Attachment 1.

the agreement that is the subject of this docket on the Mail Classification Schedule, according to the terms set forth in the modification filed today.

The Postal Service acknowledges that this request comes on short notice. The Postal Service notes that the structure of the agreement as originally worded, with future contingencies establishing the termination date, leaves open the expectation that the agreement could, in fact, continue through the end of January, 2013. Moreover, there was some confusion on the part of Postal Service staff as to whether an extension to this agreement would be necessary. Consequently, to the extent the Commission determines this request to be out of time, the Postal Service respectfully asks that the Commission consider these circumstances to be somewhat unusual and unlikely to be repeated.

Therefore, the Postal Service respectfully requests that the Commission approve a brief extension of the agreement that is the subject of this docket to maintain continuity of pricing and other terms and conditions of the agreement. The Postal Service requests that the existing terms and conditions under the agreement that is the subject of this docket be extended to January 31, 2013.

Respectfully submitted,

UNITED STATES POSTAL SERVICE

By its attorneys:

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Chief Counsel

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Corporate and Postal Business Law Section

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January 9, 2013

**MODIFICATION ONE TO THE
GLOBAL PLUS 2 SERVICE AGREEMENT BETWEEN
THE UNITED STATES POSTAL SERVICE AND
[REDACTED]**

This Modification amends the Global Plus 2 Service Agreement ("Agreement") between [REDACTED] ("Mailer"), with offices at [REDACTED] and the United States Postal Service ("USPS"), an independent establishment of the Executive Branch of the United States Government, with offices at 475 L'Enfant Plaza SW, Washington, DC 20260-9998, signed by the Mailer on December 21, 2011, and signed by the USPS on December 22, 2011. The Mailer and the USPS may be referred to individually as a "Party" and together as the "Parties."

The purpose of this Modification is to change the wording of paragraph 1 of Article 12, Term of the Agreement. Paragraph 1 of Article 12 shall now read as follows:

ARTICLE 12. TERM OF THE AGREEMENT

1. The Effective Date of this Agreement shall be 12:01 a.m. on January 16, 2012. The Agreement will remain in effect until 11:59 p.m. on January 31, 2013.

All other terms and conditions of the Agreement shall remain in force.

The Mailer acknowledges that the Modification and any supporting documentation will be filed with the Postal Regulatory Commission ("Commission") in a docketed proceeding (CP2012-10). The Mailer authorizes the USPS to determine the scope of information that must be made publicly available in any Commission docketed proceeding in which information related to this Modification must be filed. The Mailer further understands that any unredacted portion of the Modification or supporting information will be available on the Commission's public website, <http://www.prc.gov>. In addition, the USPS may be required to file information in connection with this instrument (including revenue, cost or volume data) in other Commission dockets, including ACR2012, ACR2013, and ACR2014. The Mailer has the right, in accordance with the Commission's rules, to address its confidentiality concerns directly with the Commission. The procedure for making an application to the Commission for non-public treatment of materials believed to be protected from disclosure is found at Title 39, Code of Federal Regulations, Section 3007.22 found on the Commission's website, <http://www.prc.gov/Docs/63/63467/Order225.pdf>.

The Parties may execute this Modification in one or more counterparts (including by facsimile or by electronic means such as .pdf format). Not all Parties need be signatories to the same document. All counterpart signed documents shall be deemed an original and one instrument.

In witness whereof, this Modification is deemed executed on the latter of the two dates accompanying the Parties' signatures.

ON BEHALF OF THE UNITED STATES POSTAL SERVICE:

Signature:

Frank A. Cebello

Name:

Frank A. Cebello

Title:

Executive Director, Global Business Management

Date

1/9/13

ON BEHALF OF

Signature:

Name:

Title:

Date:

1-8-13